

USDA  
OALJ/OHC

2012 FEB 23 AM 10:13

## UNITED STATES DEPARTMENT OF AGRICULTURE

## BEFORE THE SECRETARY OF AGRICULTURE

In re: ) HPA Docket No. 11-0304  
 )  
 Tommy Chad Thompspon, )  
 )  
 Respondent )

Consent Decision and Order

This proceeding was instituted under the Horse Protection Act ("Act"), as amended (15 U.S.C. § 1821 et seq.), by a complaint filed by the Administrator, Animal and Plant Health Inspection Service, United States Department of Agriculture, alleging that the respondent violated the Act. This decision is entered pursuant to the consent decision provisions of the Rules of Practice applicable to this proceeding (7 C.F.R. § 1.138).

Respondent Tommy Chad Thompson admits the jurisdictional allegations in paragraph I of the complaint and specifically admits that the Secretary has jurisdiction in this matter, neither admits nor denies the remaining allegations, waives oral hearing and further procedure, and consents and agrees, for the purpose of settling this proceeding and for such purpose only, to the entry of this decision.

The complainant agrees to the entry of this decision.

Findings of Fact

A. Respondent Tommy Chad Thompson is an individual whose mailing address is 2150 Old Unionville Road, Lot 8, Shelbyville, Tennessee, 37160.

B. At all times material herein, respondent Tommy Chad Thompson was the trainer of the horse known as "Olympio's Supergizer" which was entered as Entry No. 1152, Class No. 112,

on August 31, 2009, at the 71<sup>st</sup> Annual Tennessee Walking Horse National Celebration in Shelbyville, Tennessee.

### Conclusions

Respondent Tommy Chad Thompson, having admitted the jurisdictional facts and the parties having agreed to the entry of this decision, such decision will be entered.

### Order

1. Respondent Tommy Chad Thompson is assessed a civil penalty of ~~\$600.00~~ <sup>500.00</sup> *Tommy Chad Thompson* *Bill*.
2. Respondent Tommy Chad Thompson is disqualified for an uninterrupted period of six months from showing, exhibiting, or entering any horse, directly or indirectly through any agent, employee, or other device, and from judging, managing or otherwise participating in any horse show, horse exhibition, or horse sale or auction. For the purposes of this Order, "participating" means engaging in any activity beyond that of a spectator and includes, without limitation, transporting or arranging for the transportation of horses to or from any horse show, horse exhibition, or horse sale or auction, personally giving instructions to exhibitors, and being present in the warm-up or inspection areas, or in any area where spectators are not allowed. If Respondent has not paid the civil penalty under paragraph 1 of this section by the end of the initial six month disqualification, his disqualification shall continue until he is in compliance. Jurisdiction is retained for the limited purpose of enforcement of this paragraph.

This order shall have the same effect as if entered after a full hearing and shall become effective on February 21, 2012.

Copies of this decision shall be served upon the parties.

[REDACTED]  
Tommy Chad Thompson  
Respondent

[REDACTED]  
Brian T. Hill  
Attorney for Complainant

Done at Washington, D.C.  
this 13<sup>th</sup> day of February, 2012

[REDACTED]  
Administrative Law Judge  
[REDACTED]